

**CHAPTER 11—FEDERAL HOME LOAN BANKS**

- |                |   |               |  |
|----------------|---|---------------|--|
| Sec.           |   | 1431.         | (b) Exception.<br>Powers and duties of banks.  |
| 1421.          | Short title.  |               | (a) Borrowing money; issuing bonds and debentures; general powers.   |
| 1422.          | Definitions.  |               | (b) Issuance of consolidated Federal Home Loan Bank debentures; restrictions.  |
| 1422a.         | Federal Housing Finance Board.  |               | (c) Issuance of Federal Home Loan Bank bonds.  |
|                | (a) Establishment.  |               | (d) Additional or substituted collateral on adjustment of equities.  |
|                | (b) Management.   |               | (e) Acceptance of deposits; restrictions on transaction of banking business; collection and settlement of checks, drafts, etc.; charges; rules and regulations.  |
|                | (c) Chairperson; transitional provisions.   |               | (f) Rediscount of notes held by other banks; purchase of bonds of other banks.   |
|                | (d) Vacancies.  |               | (g) Reserves.  |
| 1422b.         | Powers and duties.  |               | (h) Investment of surplus funds.   |
|                | (a) General powers.   |               | (i) Treasury purchase of banks' obligations; exercise of authority.  |
|                | (b) Staff.  |               | (j) Audits.  |
|                | (c) Receipts of Board.  |               | (k) Bank loans to SAIF.  |
|                | (d) Annual report.  | 1432.         | Incorporation of banks; corporate powers; housing project loans.   |
| 1423.          | Federal Home Loan Bank districts; number and boundaries; establishment of Federal Home Loan Banks; names.                     | 1433.         | Exemption from taxation; obligations acceptable as credit on debt of home owner.   |
| 1424.          | Eligibility for membership.   | 1434.         | Depositories of public money; financial agents.  |
|                | (a) Criteria for eligibility.   | 1435.         | Obligations as lawful investments; liability of United States for debentures, etc., issued by banks.   |
|                | (b) Location requirement.   | 1436.         | Reserves and dividends; emergency suspensions of requirements.   |
|                | (c) Inspection and regulation requirements.   |               | (a) Accumulation and maintenance of reserves; payment of dividends.  |
| 1425 to 1425b. | Repealed.   |               | (b) Assistance to member institutions in event of severe financial conditions.   |
| 1426.          | Capital structure of Federal home loan banks.   |               | (c) Exception in case of losses in connection with Financing Corporation stock.  |
|                | (a) Regulations.  | 1437.         | Repealed.  |
|                | (b) Capital structure plan.   | 1438.         | Administrative expenses.   |
|                | (c) Contents of plan.   |               | (a) Repealed.  |
|                | (d) Termination of membership.  |               | (b) Assessments for administrative expenses.   |
|                | (e) Redemption of excess stock.   |               | (c) Quarters and facilities; advances of funds; obligations of United States; legal investments; approval of plans and designs; custody, management, and control; receipts; expense exclusions; property defined; budget preparation program; audit; zoning regulations; delegation of functions; limitation on obligations. |
|                | (f) Impairment of capital.  | 1438a.        | Nonadministrative expenses; expenses of studies and investigations.  |
|                | (g) Rejoining after divestiture of all shares.  | 1439, 1439-1. | Repealed.  |
|                | (h) Treatment of retained earnings.   | 1439a.        | Deposits in special fund; availability for all purposes of Federal Home Loan Bank Board and Federal Home Loan Bank Administration.   |
| 1427.          | Directors.  | 1440.         | Examinations and audits.   |
|                | (a) Number; appointment and election; qualifications; conflicts of interest.  | 1441.         | Financing Corporation.   |
|                | (b) Elective directorships; qualifications; nominations and election.   |               | (a) Establishment.   |
|                | (c) Apportionment among States in bank district; designation of State location.   |               | (b) Management of Financing Corporation.   |
|                | (d) Terms; rules and regulations governing nominations and elections.   |               | (c) Powers of Financing Corporation.   |
|                | (e) Continuation of existing terms; directorship for the Commonwealth of Puerto Rico.   |               | (d) Capitalization of Financing Corporation.   |
|                | (f) Vacancies.  |               | (e) Obligations of Financing Corporation.  |
|                | (g) Chairperson and Vice Chairperson.   |               | (f) Sources of funds for interest payments; Financing Corporation assessment authority.  |
|                | (h) Appointment where members hold less than \$1,000,000 of capital stock.  |               | (g) Use and disposition of assets of Financing Corporation not invested in FSLIC.  |
|                | (i) Directors' compensation.  |               | (h) Miscellaneous provisions relating to Financing Corporation.  |
|                | (j) Duties of directors.  |               |  |
|                | (k) Indemnification of directors, officers, and employees.  |               |  |
| 1428.          | Examination of State laws, regulations, and procedures; studies of values, etc.   |               |  |
| 1428a.         | Repealed.   |               |  |
| 1429.          | Eligibility to secure advances.   |               |  |
| 1430.          | Advances to members.  |               |  |
|                | (a) In general.   |               |  |
|                | (b) Appraisals and other investigations; acceptance of home mortgages as collateral security only by formal Board resolution. |               |  |
|                | (c) Notes of borrowing members; interest rate; lien on stock.   |               |  |
|                | (d) Obligation to repay; additional security; sale of advances to other banks.  |               |  |
|                | (e) Priority of certain secured interests.  |               |  |
|                | (g) Community support requirements.   |               |  |
|                | (h) Special liquidity advances.   |               |  |
|                | (i) Community investment program.   |               |  |
|                | (j) Affordable housing program.   |               |  |
| 1430a.         | Omitted.  |               |  |
| 1430b.         | Advances to nonmember mortgagee; terms and conditions.  |               |  |
|                | (a) In general.   |               |  |

- (i) Termination of Financing Corporation.
- (j) Regulations.
- (k) Definitions.
- 1441a. Thrift Depositor Protection Oversight Board and Resolution Trust Corporation.
  - (a) Thrift Depositor Protection Oversight Board established.
  - (b) Resolution Trust Corporation established.
  - (c) Disposition of eligible residential properties.
  - (d) National and regional advisory boards.
  - (e) Institutions organized by Corporation.
  - (f) Limitation on certain Corporation activities.
  - (g) Exemption from State and local taxation.
  - (h) Guarantees of FSLIC.
  - (i) Funding.
  - (j) Maximum amount limitations on outstanding obligations.
  - (k) Reporting and disclosure obligations.
  - (l) Power to remove; jurisdiction.
  - (m) Termination.
  - (n) Conflict of interest.
  - (o) Status of employees.
  - (p) Management enhancement goals.
  - (q) RTC, Thrift Depositor Protection Oversight Board, and RTC contractor employee protection remedy.
  - (r) Review and evaluation procedure for contracts.
  - (s) Acquisition of branch facilities in minority neighborhoods.
  - (t) Assistance under circumstances for acquisition of majority-owned institutions.
  - (u) Minority interim capital assistance program.
  - (v) Continuation of obligation to provide services.
  - (w) RTC management reforms.
  - (x) Limitation on excessive compensation and cash awards.
  - (y) Authority to execute contracts.
  - (z) Additional contracting requirements.
- 1441a-1. Definitions.
- 1441a-2. Authorization for State housing finance agencies and nonprofit entities to purchase mortgage-related assets.
  - (a) Authorization.
  - (b) Investment requirement.
- 1441a-3. RTC and FDIC properties.
  - (a) Reports.
  - (b) Limitation on transfer.
  - (c) Definitions.
- 1441b. Resolution Funding Corporation established.
  - (a) Purpose.
  - (b) Establishment.
  - (c) Management of Funding Corporation.
  - (d) Powers of Funding Corporation.
  - (e) Capitalization of Funding Corporation, etc.
  - (f) Obligations of Funding Corporation.
  - (g) Use and disposition of assets of Funding Corporation not transferred to Resolution Trust Corporation.
  - (h) Miscellaneous provisions.
  - (i) Annual report.
  - (j) Termination of Funding Corporation.
  - (k) Definitions.
  - (l) Regulations.
- 1442. Member financial information.
  - (a) In general.
  - (b) Consent by members.
- 1442a. Repealed.
- 1443. Forms of bank stock and obligations.

- 1444. Eligibility to membership in banks.
- 1445. Succession of Federal Home Loan Banks.
- 1446. Liquidation or reorganization; acquisition of assets by other banks; assumption of liabilities.
- 1447. Repealed.
- 1448. Effect of partial invalidity of chapter.
- 1449. Reservation of right to amend or repeal chapter.

### § 1421. Short title

This chapter may be cited as the “Federal Home Loan Bank Act.”

(July 22, 1932, ch. 522, §1, 47 Stat. 725.)

#### SHORT TITLE OF 1999 AMENDMENT

Pub. L. 106-102, title VI, §601, Nov. 12, 1999, 113 Stat. 1450, provided that: “This title [amending sections 250, 1422, 1422b, 1424, 1426, 1427, 1429, 1430, 1432, 1436, 1438, 1441b, 1464, and 1467a of this title, repealing sections 1442a and 1447 of this title, and enacting provisions set out as a note under section 1441b of this title] may be cited as the ‘Federal Home Loan Bank System Modernization Act of 1999’.”

#### SHORT TITLE OF 1993 AMENDMENT

Pub. L. 103-204, §1(a), Dec. 17, 1993, 107 Stat. 2369, provided that: “This Act [enacting section 1447 of this title and section 8C of the Inspector General Act of 1978, Pub. L. 95-452, set out in the Appendix to Title 5, Government Organization and Employees, amending sections 1441a, 1811, 1813, 1815, 1817, 1818, 1821, 1822, 1824, 1831j, and 1831q of this title, sections 5314 and 5315 of Title 5, and sections 8D to 8G and 11 of the Inspector General Act of 1978, Pub. L. 95-452, set out in the Appendix to Title 5, enacting provisions set out as notes under sections 1441a, 1811, 1817, 1821, 1822, 1827, and 1831q of this title and section 3 of the Inspector General Act of 1978, Pub. L. 95-452, set out in the Appendix to Title 5, and amending provisions set out as notes under section 396f of Title 16, Conservation, and section 1611 of Title 43, Public Lands] may be cited as the ‘Resolution Trust Corporation Completion Act’.”

#### SHORT TITLE OF 1991 AMENDMENTS

Pub. L. 102-233, §1, Dec. 12, 1991, 105 Stat. 1761, provided that: “This Act [enacting section 2907 of this title, amending sections 1441, 1441a, 1441b, 1786, 1818, 1821, 1821a, 1833b, 1833e, 3345, and 3348 of this title, sections 5313 and 5314 of Title 5, Government Organization and Employees, and section 11 of the Inspector General Act of 1978, Pub. L. 95-452, set out in the Appendix to Title 5, enacting provisions set out as notes under this section and sections 1441, 1441a, and 1831n of this title, and amending provisions set out as notes under sections 1437 and 1441a of this title] may be cited as the ‘Resolution Trust Corporation Refinancing, Restructuring, and Improvement Act of 1991’.”

Pub. L. 102-233, title III, §301, Dec. 12, 1991, 105 Stat. 1767, provided that: “This title [amending sections 1441, 1441a, 1441b, 1786, 1818, 1821, 1833b, and 1833e of this title, sections 5313 and 5314 of Title 5, Government Organization and Employees, and section 11 of the Inspector General Act of 1978, Pub. L. 95-452, set out in the Appendix to Title 5, enacting provisions set out as notes under sections 1441 and 1441a of this title, and amending provisions set out as notes under sections 1437 and 1441a of this title] may be cited as the ‘Resolution Trust Corporation Thrift Depositor Protection Reform Act of 1991’.”

Pub. L. 102-18, §1, Mar. 23, 1991, 105 Stat. 58, provided that: “This Act [amending sections 1441a and 1812 of this title and enacting provisions set out as notes under section 1441a of this title] may be cited as the ‘Resolution Trust Corporation Funding Act of 1991’.”

### § 1422. Definitions

As used in this chapter—